



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

HB4088

by Rep. Charles E. Meier

SYNOPSIS AS INTRODUCED:

625 ILCS 5/3-707	from Ch. 95 1/2, par. 3-707
625 ILCS 5/6-118	
625 ILCS 5/6-205	
625 ILCS 5/7-606	from Ch. 95 1/2, par. 7-606

Amends the Illinois Vehicle Code. Provides that uninsured operation of a motor vehicle resulting in bodily harm or death to another person is a Class 4 felony, with a minimum fine of \$10,000 and a driver's license revocation for one year. Provides that a second violation of operation of a motor vehicle resulting in bodily harm or death to another person is a Class 3 felony, with a minimum fine of \$20,000 and a lifetime driving privilege revocation. Provides that if a person convicted of uninsured operation of a motor vehicle resulting in bodily harm or death to another person has previously been convicted of one or more violations of driving without liability insurance, a fine of \$3,000 (rather than \$2,500) must be imposed. Raises the penalty and reinstatement fee for a violation of operating a motor vehicle without liability insurance. Makes conforming changes.

LRB099 08586 RJF 28747 b

CORRECTIONAL
BUDGET AND
IMPACT NOTE ACT
MAY APPLY

FISCAL NOTE ACT
MAY APPLY

1 AN ACT concerning transportation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Vehicle Code is amended by changing
5 Sections 3-707, 6-118, 6-205, and 7-606 as follows:

6 (625 ILCS 5/3-707) (from Ch. 95 1/2, par. 3-707)

7 Sec. 3-707. Operation of uninsured motor vehicle - penalty.

8 (a) No person shall operate a motor vehicle unless the
9 motor vehicle is covered by a liability insurance policy in
10 accordance with Section 7-601 of this Code.

11 (a-5) A person commits the offense of operation of
12 uninsured motor vehicle causing bodily harm or death when the
13 person:

14 (1) operates a motor vehicle in violation of Section
15 7-601 of this Code; and

16 (2) causes, as a proximate result of the person's
17 operation of the motor vehicle, bodily harm or death to
18 another person.

19 (a-6) Uninsured operation of a motor vehicle under
20 subsection (a-5) is a Class 4 felony with a minimum fine of
21 \$10,000 ~~A misdemeanor~~. If a person is convicted of the offense
22 of operation of a motor vehicle for a second or subsequent
23 violation ~~under subsection (a-5) has previously been convicted~~

1 ~~of 2 or more violations~~ of subsection (a-5) of this Section, he
2 or she is guilty of a Class 3 felony, and shall be fined a
3 minimum of \$20,000. If a person convicted of the offense of
4 operation of a motor vehicle under subsection (a-5) has
5 previously been convicted of one or more violations ~~or~~ of
6 Section 7-601 of this Code, a fine of \$3,000 ~~\$2,500~~, in
7 addition to any sentence of incarceration, must be imposed.

8 (b) Any person who fails to comply with a request by a law
9 enforcement officer for display of evidence of insurance, as
10 required under Section 7-602 of this Code, shall be deemed to
11 be operating an uninsured motor vehicle.

12 (c) Except as provided in subsections (a-6) and (c-5), any
13 operator of a motor vehicle subject to registration under this
14 Code who is convicted of violating this Section is guilty of a
15 business offense and shall be required to pay a fine in excess
16 of \$500, but not more than \$1,000, except a person convicted of
17 a second ~~third~~ or subsequent violation of this Section shall be
18 required to pay a fine of \$1,000. However, no person charged
19 with violating this Section shall be convicted if such person
20 produces in court satisfactory evidence that at the time of the
21 arrest the motor vehicle was covered by a liability insurance
22 policy in accordance with Section 7-601 of this Code. The chief
23 judge of each circuit may designate an officer of the court to
24 review the documentation demonstrating that at the time of
25 arrest the motor vehicle was covered by a liability insurance
26 policy in accordance with Section 7-601 of this Code.

1 (c-1) Except for subsection (a-5), a ~~A~~ person convicted of
2 violating this Section shall also have his or her driver's
3 license, permit, or privileges suspended for 3 months. After
4 the expiration of the 3 months, the person's driver's license,
5 permit, or privileges shall not be reinstated until he or she
6 has paid a reinstatement fee of \$150 ~~\$100~~. A person convicted
7 of violating subsection (a-5) for a first violation shall have
8 his or her driver's license, permit, or privileges revoked for
9 one year. For a second or subsequent violation of subsection
10 (a-5), he or she shall be subject to lifetime revocation of
11 driving privileges. If a person violates this Section while his
12 or her driver's license, permit, or privileges are suspended or
13 revoked under this subsection (c-1), his or her driver's
14 license, permit, or privileges shall be suspended or revoked
15 for an additional 12 ~~6~~ months and until he or she pays the
16 reinstatement fee.

17 (c-5) A person who (i) has not previously been convicted of
18 or received a disposition of court supervision for violating
19 this Section and (ii) produces at his or her court appearance
20 satisfactory evidence that the motor vehicle is covered, as of
21 the date of the court appearance, by a liability insurance
22 policy in accordance with Section 7-601 of this Code shall, for
23 a violation of this Section, other than a violation of
24 subsection (a-5), pay a fine of \$150 ~~\$100~~ and receive a
25 disposition of court supervision. The person must, on the date
26 that the period of court supervision is scheduled to terminate,

1 produce satisfactory evidence that the vehicle was covered by
2 the required liability insurance policy during the entire
3 period of court supervision.

4 An officer of the court designated under subsection (c) may
5 also review liability insurance documentation under this
6 subsection (c-5) to determine if the motor vehicle is, as of
7 the date of the court appearance, covered by a liability
8 insurance policy in accordance with Section 7-601 of this Code.
9 The officer of the court shall also determine, on the date the
10 period of court supervision is scheduled to terminate, whether
11 the vehicle was covered by the required policy during the
12 entire period of court supervision.

13 (d) A person convicted a third or subsequent time of
14 violating this Section or a similar provision of a local
15 ordinance must give proof to the Secretary of State of the
16 person's financial responsibility as defined in Section 7-315.
17 The person must maintain the proof in a manner satisfactory to
18 the Secretary for a minimum period of 3 years after the date
19 the proof is first filed. The Secretary must suspend the
20 driver's license of any person determined by the Secretary not
21 to have provided adequate proof of financial responsibility as
22 required by this subsection.

23 (Source: P.A. 96-143, eff. 1-1-10; 97-407, eff. 1-1-12.)

24 (625 ILCS 5/6-118)

25 (Text of Section before amendment by P.A. 98-176)

1 Sec. 6-118. Fees.

2 (a) The fee for licenses and permits under this Article is
3 as follows:

4 Original driver's license \$30

5 Original or renewal driver's license
6 issued to 18, 19 and 20 year olds 5

7 All driver's licenses for persons
8 age 69 through age 80 5

9 All driver's licenses for persons
10 age 81 through age 86 2

11 All driver's licenses for persons
12 age 87 or older 0

13 Renewal driver's license (except for
14 applicants ages 18, 19 and 20 or
15 age 69 and older) 30

16 Original instruction permit issued to
17 persons (except those age 69 and older)
18 who do not hold or have not previously
19 held an Illinois instruction permit or
20 driver's license 20

21 Instruction permit issued to any person
22 holding an Illinois driver's license
23 who wishes a change in classifications,
24 other than at the time of renewal 5

25 Any instruction permit issued to a person
26 age 69 and older 5

1 Instruction permit issued to any person,
2 under age 69, not currently holding a
3 valid Illinois driver's license or
4 instruction permit but who has
5 previously been issued either document
6 in Illinois 10
7 Restricted driving permit 8
8 Monitoring device driving permit 8
9 Duplicate or corrected driver's license
10 or permit 5
11 Duplicate or corrected restricted
12 driving permit 5
13 Duplicate or corrected monitoring
14 device driving permit 5
15 Duplicate driver's license or permit issued to
16 an active-duty member of the
17 United States Armed Forces,
18 the member's spouse, or
19 the dependent children living
20 with the member 0
21 Original or renewal M or L endorsement..... 5

22 SPECIAL FEES FOR COMMERCIAL DRIVER'S LICENSE

23 The fees for commercial driver licenses and permits
24 under Article V shall be as follows:

25 Commercial driver's license:

26 \$6 for the CDLIS/AAMVAnet/NMVTIS Trust Fund

1 (Commercial Driver's License Information
 2 System/American Association of Motor Vehicle
 3 Administrators network/National Motor Vehicle
 4 Title Information Service Trust Fund);
 5 \$20 for the Motor Carrier Safety Inspection Fund;
 6 \$10 for the driver's license;
 7 and \$24 for the CDL: \$60

8 Renewal commercial driver's license:
 9 \$6 for the CDLIS/AAMVAnet/NMVTIS Trust Fund;
 10 \$20 for the Motor Carrier Safety Inspection Fund;
 11 \$10 for the driver's license; and
 12 \$24 for the CDL: \$60

13 Commercial driver instruction permit
 14 issued to any person holding a valid
 15 Illinois driver's license for the
 16 purpose of changing to a
 17 CDL classification: \$6 for the
 18 CDLIS/AAMVAnet/NMVTIS Trust Fund;
 19 \$20 for the Motor Carrier
 20 Safety Inspection Fund; and
 21 \$24 for the CDL classification \$50

22 Commercial driver instruction permit
 23 issued to any person holding a valid
 24 Illinois CDL for the purpose of
 25 making a change in a classification,
 26 endorsement or restriction \$5

1 CDL duplicate or corrected license \$5

2 In order to ensure the proper implementation of the Uniform
3 Commercial Driver License Act, Article V of this Chapter, the
4 Secretary of State is empowered to pro-rate the \$24 fee for the
5 commercial driver's license proportionate to the expiration
6 date of the applicant's Illinois driver's license.

7 The fee for any duplicate license or permit shall be waived
8 for any person who presents the Secretary of State's office
9 with a police report showing that his license or permit was
10 stolen.

11 The fee for any duplicate license or permit shall be waived
12 for any person age 60 or older whose driver's license or permit
13 has been lost or stolen.

14 No additional fee shall be charged for a driver's license,
15 or for a commercial driver's license, when issued to the holder
16 of an instruction permit for the same classification or type of
17 license who becomes eligible for such license.

18 (b) Any person whose license or privilege to operate a
19 motor vehicle in this State has been suspended or revoked under
20 Section 3-707, any provision of Chapter 6, Chapter 11, or
21 Section 7-205, 7-303, or 7-702 of the Family Financial
22 Responsibility Law of this Code, shall in addition to any other
23 fees required by this Code, pay a reinstatement fee as follows:

- 24 Suspension under Section 3-707 \$100
- 25 Summary suspension under Section 11-501.1 \$250
- 26 Suspension under Section 11-501.9 \$250

1	Summary revocation under Section 11-501.1	\$500
2	Other suspension	\$70
3	Revocation	\$500

4 However, any person whose license or privilege to operate a
5 motor vehicle in this State has been suspended or revoked for a
6 second or subsequent time for a violation of Section 11-501,
7 11-501.1, or 11-501.9 of this Code or a similar provision of a
8 local ordinance or a similar out-of-state offense or Section
9 9-3 of the Criminal Code of 1961 or the Criminal Code of 2012
10 and each suspension or revocation was for a violation of
11 Section 11-501, 11-501.1, or 11-501.9 of this Code or a similar
12 provision of a local ordinance or a similar out-of-state
13 offense or Section 9-3 of the Criminal Code of 1961 or the
14 Criminal Code of 2012 shall pay, in addition to any other fees
15 required by this Code, a reinstatement fee as follows:

16	Summary suspension under Section 11-501.1	\$500
17	Suspension under Section 11-501.9	\$500
18	Summary revocation under Section 11-501.1	\$500
19	Revocation	\$500

20 (c) All fees collected under the provisions of this Chapter
21 6 shall be paid into the Road Fund in the State Treasury except
22 as follows:

23 1. The following amounts shall be paid into the Driver
24 Education Fund:

25 (A) \$16 of the \$20 fee for an original driver's
26 instruction permit;

1 (B) \$5 of the \$30 fee for an original driver's
2 license;

3 (C) \$5 of the \$30 fee for a 4 year renewal driver's
4 license;

5 (D) \$4 of the \$8 fee for a restricted driving
6 permit; and

7 (E) \$4 of the \$8 fee for a monitoring device
8 driving permit.

9 2. \$30 of the \$250 fee for reinstatement of a license
10 summarily suspended under Section 11-501.1 or suspended
11 under Section 11-501.9 shall be deposited into the Drunk
12 and Drugged Driving Prevention Fund. However, for a person
13 whose license or privilege to operate a motor vehicle in
14 this State has been suspended or revoked for a second or
15 subsequent time for a violation of Section 11-501,
16 11-501.1, or 11-501.9 of this Code or Section 9-3 of the
17 Criminal Code of 1961 or the Criminal Code of 2012, \$190 of
18 the \$500 fee for reinstatement of a license summarily
19 suspended under Section 11-501.1 or suspended under
20 Section 11-501.9, and \$190 of the \$500 fee for
21 reinstatement of a revoked license shall be deposited into
22 the Drunk and Drugged Driving Prevention Fund. \$190 of the
23 \$500 fee for reinstatement of a license summarily revoked
24 pursuant to Section 11-501.1 shall be deposited into the
25 Drunk and Drugged Driving Prevention Fund.

26 3. \$6 of such original or renewal fee for a commercial

1 driver's license and \$6 of the commercial driver
2 instruction permit fee when such permit is issued to any
3 person holding a valid Illinois driver's license, shall be
4 paid into the CDLIS/AAMVAnet/NMVTIS Trust Fund.

5 4. \$30 of the \$70 fee for reinstatement of a license
6 suspended under the Family Financial Responsibility Law
7 shall be paid into the Family Responsibility Fund.

8 5. The \$5 fee for each original or renewal M or L
9 endorsement shall be deposited into the Cycle Rider Safety
10 Training Fund.

11 6. \$20 of any original or renewal fee for a commercial
12 driver's license or commercial driver instruction permit
13 shall be paid into the Motor Carrier Safety Inspection
14 Fund.

15 7. The following amounts shall be paid into the General
16 Revenue Fund:

17 (A) \$190 of the \$250 reinstatement fee for a
18 summary suspension under Section 11-501.1 or a
19 suspension under Section 11-501.9;

20 (B) \$40 of the \$70 reinstatement fee for any other
21 suspension provided in subsection (b) of this Section;
22 and

23 (C) \$440 of the \$500 reinstatement fee for a first
24 offense revocation and \$310 of the \$500 reinstatement
25 fee for a second or subsequent revocation.

26 (d) All of the proceeds of the additional fees imposed by

1 this amendatory Act of the 96th General Assembly shall be
2 deposited into the Capital Projects Fund.

3 (e) The additional fees imposed by this amendatory Act of
4 the 96th General Assembly shall become effective 90 days after
5 becoming law.

6 (f) As used in this Section, "active-duty member of the
7 United States Armed Forces" means a member of the Armed
8 Services or Reserve Forces of the United States or a member of
9 the Illinois National Guard who is called to active duty
10 pursuant to an executive order of the President of the United
11 States, an act of the Congress of the United States, or an
12 order of the Governor.

13 (Source: P.A. 97-333, eff. 8-12-11; 97-1150, eff. 1-25-13;
14 98-177, eff. 1-1-14; 98-756, eff. 7-16-14.)

15 (Text of Section after amendment by P.A. 98-176)
16 Sec. 6-118. Fees.

17 (a) The fee for licenses and permits under this Article is
18 as follows:

19	Original driver's license	\$30
20	Original or renewal driver's license	
21	issued to 18, 19 and 20 year olds	5
22	All driver's licenses for persons	
23	age 69 through age 80	5
24	All driver's licenses for persons	
25	age 81 through age 86	2

1 All driver's licenses for persons
2 age 87 or older 0
3 Renewal driver's license (except for
4 applicants ages 18, 19 and 20 or
5 age 69 and older) 30
6 Original instruction permit issued to
7 persons (except those age 69 and older)
8 who do not hold or have not previously
9 held an Illinois instruction permit or
10 driver's license 20
11 Instruction permit issued to any person
12 holding an Illinois driver's license
13 who wishes a change in classifications,
14 other than at the time of renewal 5
15 Any instruction permit issued to a person
16 age 69 and older 5
17 Instruction permit issued to any person,
18 under age 69, not currently holding a
19 valid Illinois driver's license or
20 instruction permit but who has
21 previously been issued either document
22 in Illinois 10
23 Restricted driving permit 8
24 Monitoring device driving permit 8
25 Duplicate or corrected driver's license
26 or permit 5

1 Duplicate or corrected restricted
2 driving permit 5
3 Duplicate or corrected monitoring
4 device driving permit 5
5 Duplicate driver's license or permit issued to
6 an active-duty member of the
7 United States Armed Forces,
8 the member's spouse, or
9 the dependent children living
10 with the member 0
11 Original or renewal M or L endorsement..... 5

12 SPECIAL FEES FOR COMMERCIAL DRIVER'S LICENSE

13 The fees for commercial driver licenses and permits
14 under Article V shall be as follows:

15 Commercial driver's license:

- 16 \$6 for the CDLIS/AAMVAnet/NMVTIS Trust Fund
- 17 (Commercial Driver's License Information
- 18 System/American Association of Motor Vehicle
- 19 Administrators network/National Motor Vehicle
- 20 Title Information Service Trust Fund);
- 21 \$20 for the Motor Carrier Safety Inspection Fund;
- 22 \$10 for the driver's license;
- 23 and \$24 for the CDL: \$60

24 Renewal commercial driver's license:

- 25 \$6 for the CDLIS/AAMVAnet/NMVTIS Trust Fund;
- 26 \$20 for the Motor Carrier Safety Inspection Fund;

1	\$10 for the driver's license; and	
2	\$24 for the CDL:	\$60
3	Commercial learner's permit	
4	issued to any person holding a valid	
5	Illinois driver's license for the	
6	purpose of changing to a	
7	CDL classification: \$6 for the	
8	CDLIS/AAMVAnet/NMVTIS Trust Fund;	
9	\$20 for the Motor Carrier	
10	Safety Inspection Fund; and	
11	\$24 for the CDL classification	\$50
12	Commercial learner's permit	
13	issued to any person holding a valid	
14	Illinois CDL for the purpose of	
15	making a change in a classification,	
16	endorsement or restriction	\$5
17	CDL duplicate or corrected license	\$5

18 In order to ensure the proper implementation of the Uniform
19 Commercial Driver License Act, Article V of this Chapter, the
20 Secretary of State is empowered to pro-rate the \$24 fee for the
21 commercial driver's license proportionate to the expiration
22 date of the applicant's Illinois driver's license.

23 The fee for any duplicate license or permit shall be waived
24 for any person who presents the Secretary of State's office
25 with a police report showing that his license or permit was
26 stolen.

1 The fee for any duplicate license or permit shall be waived
2 for any person age 60 or older whose driver's license or permit
3 has been lost or stolen.

4 No additional fee shall be charged for a driver's license,
5 or for a commercial driver's license, when issued to the holder
6 of an instruction permit for the same classification or type of
7 license who becomes eligible for such license.

8 (b) Any person whose license or privilege to operate a
9 motor vehicle in this State has been suspended or revoked under
10 Section 3-707, any provision of Chapter 6, Chapter 11, or
11 Section 7-205, 7-303, or 7-702 of the Family Financial
12 Responsibility Law of this Code, shall in addition to any other
13 fees required by this Code, pay a reinstatement fee as follows:

14	Suspension under Section 3-707	<u>\$150</u> \$100
15	Summary suspension under Section 11-501.1	\$250
16	Suspension under Section 11-501.9	\$250
17	Summary revocation under Section 11-501.1	\$500
18	Other suspension	\$70
19	Revocation	\$500

20 However, any person whose license or privilege to operate a
21 motor vehicle in this State has been suspended or revoked for a
22 second or subsequent time for a violation of Section 11-501,
23 11-501.1, or 11-501.9 of this Code or a similar provision of a
24 local ordinance or a similar out-of-state offense or Section
25 9-3 of the Criminal Code of 1961 or the Criminal Code of 2012
26 and each suspension or revocation was for a violation of

1 Section 11-501, 11-501.1, or 11-501.9 of this Code or a similar
 2 provision of a local ordinance or a similar out-of-state
 3 offense or Section 9-3 of the Criminal Code of 1961 or the
 4 Criminal Code of 2012 shall pay, in addition to any other fees
 5 required by this Code, a reinstatement fee as follows:

6	Summary suspension under Section 11-501.1	\$500
7	Suspension under Section 11-501.9	\$500
8	Summary revocation under Section 11-501.1	\$500
9	Revocation	\$500

10 (c) All fees collected under the provisions of this Chapter
 11 6 shall be paid into the Road Fund in the State Treasury except
 12 as follows:

13 1. The following amounts shall be paid into the Driver
 14 Education Fund:

15 (A) \$16 of the \$20 fee for an original driver's
 16 instruction permit;

17 (B) \$5 of the \$30 fee for an original driver's
 18 license;

19 (C) \$5 of the \$30 fee for a 4 year renewal driver's
 20 license;

21 (D) \$4 of the \$8 fee for a restricted driving
 22 permit; and

23 (E) \$4 of the \$8 fee for a monitoring device
 24 driving permit.

25 2. \$30 of the \$250 fee for reinstatement of a license
 26 summarily suspended under Section 11-501.1 or suspended

1 under Section 11-501.9 shall be deposited into the Drunk
2 and Drugged Driving Prevention Fund. However, for a person
3 whose license or privilege to operate a motor vehicle in
4 this State has been suspended or revoked for a second or
5 subsequent time for a violation of Section 11-501,
6 11-501.1, or 11-501.9 of this Code or Section 9-3 of the
7 Criminal Code of 1961 or the Criminal Code of 2012, \$190 of
8 the \$500 fee for reinstatement of a license summarily
9 suspended under Section 11-501.1 or suspended under
10 Section 11-501.9, and \$190 of the \$500 fee for
11 reinstatement of a revoked license shall be deposited into
12 the Drunk and Drugged Driving Prevention Fund. \$190 of the
13 \$500 fee for reinstatement of a license summarily revoked
14 pursuant to Section 11-501.1 shall be deposited into the
15 Drunk and Drugged Driving Prevention Fund.

16 3. \$6 of the original or renewal fee for a commercial
17 driver's license and \$6 of the commercial learner's permit
18 fee when the permit is issued to any person holding a valid
19 Illinois driver's license, shall be paid into the
20 CDLIS/AAMVAnet/NMVTIS Trust Fund.

21 4. \$30 of the \$70 fee for reinstatement of a license
22 suspended under the Family Financial Responsibility Law
23 shall be paid into the Family Responsibility Fund.

24 5. The \$5 fee for each original or renewal M or L
25 endorsement shall be deposited into the Cycle Rider Safety
26 Training Fund.

1 6. \$20 of any original or renewal fee for a commercial
2 driver's license or commercial learner's permit shall be
3 paid into the Motor Carrier Safety Inspection Fund.

4 7. The following amounts shall be paid into the General
5 Revenue Fund:

6 (A) \$190 of the \$250 reinstatement fee for a
7 summary suspension under Section 11-501.1 or a
8 suspension under Section 11-501.9;

9 (B) \$40 of the \$70 reinstatement fee for any other
10 suspension provided in subsection (b) of this Section;
11 and

12 (C) \$440 of the \$500 reinstatement fee for a first
13 offense revocation and \$310 of the \$500 reinstatement
14 fee for a second or subsequent revocation.

15 (d) All of the proceeds of the additional fees imposed by
16 this amendatory Act of the 96th General Assembly shall be
17 deposited into the Capital Projects Fund.

18 (e) The additional fees imposed by this amendatory Act of
19 the 96th General Assembly shall become effective 90 days after
20 becoming law.

21 (f) As used in this Section, "active-duty member of the
22 United States Armed Forces" means a member of the Armed
23 Services or Reserve Forces of the United States or a member of
24 the Illinois National Guard who is called to active duty
25 pursuant to an executive order of the President of the United
26 States, an act of the Congress of the United States, or an

1 order of the Governor.

2 (Source: P.A. 97-333, eff. 8-12-11; 97-1150, eff. 1-25-13;
3 98-176, eff. 7-8-15 (see Section 10 of P.A. 98-722 for the
4 effective date of changes made by P.A. 98-176); 98-177, eff.
5 1-1-14; 98-756, eff. 7-16-14; 98-1172, eff. 1-12-15.)

6 (625 ILCS 5/6-205)

7 Sec. 6-205. Mandatory revocation of license or permit;
8 Hardship cases.

9 (a) Except as provided in this Section, the Secretary of
10 State shall immediately revoke the license, permit, or driving
11 privileges of any driver upon receiving a report of the
12 driver's conviction of any of the following offenses:

13 1. Reckless homicide resulting from the operation of a
14 motor vehicle;

15 2. Violation of Section 11-501 of this Code or a
16 similar provision of a local ordinance relating to the
17 offense of operating or being in physical control of a
18 vehicle while under the influence of alcohol, other drug or
19 drugs, intoxicating compound or compounds, or any
20 combination thereof;

21 3. Any felony under the laws of any State or the
22 federal government in the commission of which a motor
23 vehicle was used;

24 4. Violation of Section 11-401 of this Code relating to
25 the offense of leaving the scene of a traffic accident

1 involving death or personal injury;

2 5. Perjury or the making of a false affidavit or
3 statement under oath to the Secretary of State under this
4 Code or under any other law relating to the ownership or
5 operation of motor vehicles;

6 6. Conviction upon 3 charges of violation of Section
7 11-503 of this Code relating to the offense of reckless
8 driving committed within a period of 12 months;

9 7. Conviction of any offense defined in Section 4-102
10 of this Code;

11 8. Violation of Section 11-504 of this Code relating to
12 the offense of drag racing;

13 9. Violation of Chapters 8 and 9 of this Code;

14 10. Violation of Section 12-5 of the Criminal Code of
15 1961 or the Criminal Code of 2012 arising from the use of a
16 motor vehicle;

17 11. Violation of Section 11-204.1 of this Code relating
18 to aggravated fleeing or attempting to elude a peace
19 officer;

20 12. Violation of paragraph (1) of subsection (b) of
21 Section 6-507, or a similar law of any other state,
22 relating to the unlawful operation of a commercial motor
23 vehicle;

24 13. Violation of paragraph (a) of Section 11-502 of
25 this Code or a similar provision of a local ordinance if
26 the driver has been previously convicted of a violation of

1 that Section or a similar provision of a local ordinance
2 and the driver was less than 21 years of age at the time of
3 the offense;

4 14. Violation of paragraph (a) of Section 11-506 of
5 this Code or a similar provision of a local ordinance
6 relating to the offense of street racing;

7 15. A second or subsequent conviction of driving while
8 the person's driver's license, permit or privileges was
9 revoked for reckless homicide or a similar out-of-state
10 offense;

11 16. Any offense against any provision in this Code, or
12 any local ordinance, regulating the movement of traffic
13 when that offense was the proximate cause of the death of
14 any person. Any person whose driving privileges have been
15 revoked pursuant to this paragraph may seek to have the
16 revocation terminated or to have the length of revocation
17 reduced by requesting an administrative hearing with the
18 Secretary of State prior to the projected driver's license
19 application eligibility date;

20 17. Violation of subsection (a-2) of Section 11-1301.3
21 of this Code or a similar provision of a local ordinance;

22 18. A second or subsequent conviction of illegal
23 possession, while operating or in actual physical control,
24 as a driver, of a motor vehicle, of any controlled
25 substance prohibited under the Illinois Controlled
26 Substances Act, any cannabis prohibited under the Cannabis

1 Control Act, or any methamphetamine prohibited under the
2 Methamphetamine Control and Community Protection Act. A
3 defendant found guilty of this offense while operating a
4 motor vehicle shall have an entry made in the court record
5 by the presiding judge that this offense did occur while
6 the defendant was operating a motor vehicle and order the
7 clerk of the court to report the violation to the Secretary
8 of State; -

9 19. Conviction of an offense under subsection (a-5) of
10 Section 3-707 of this Code relating to the operation of an
11 uninsured motor vehicle causing bodily harm or death to
12 another person. A second or subsequent conviction of an
13 offense under subsection (a-5) of Section 3-707 of this
14 Code shall result in a lifetime revocation of driving
15 privileges.

16 (b) The Secretary of State shall also immediately revoke
17 the license or permit of any driver in the following
18 situations:

19 1. Of any minor upon receiving the notice provided for
20 in Section 5-901 of the Juvenile Court Act of 1987 that the
21 minor has been adjudicated under that Act as having
22 committed an offense relating to motor vehicles prescribed
23 in Section 4-103 of this Code;

24 2. Of any person when any other law of this State
25 requires either the revocation or suspension of a license
26 or permit;

1 3. Of any person adjudicated under the Juvenile Court
2 Act of 1987 based on an offense determined to have been
3 committed in furtherance of the criminal activities of an
4 organized gang as provided in Section 5-710 of that Act,
5 and that involved the operation or use of a motor vehicle
6 or the use of a driver's license or permit. The revocation
7 shall remain in effect for the period determined by the
8 court. Upon the direction of the court, the Secretary shall
9 issue the person a judicial driving permit, also known as a
10 JDP. The JDP shall be subject to the same terms as a JDP
11 issued under Section 6-206.1, except that the court may
12 direct that a JDP issued under this subdivision (b) (3) be
13 effective immediately.

14 (c) (1) Whenever a person is convicted of any of the
15 offenses enumerated in this Section, the court may recommend
16 and the Secretary of State in his discretion, without regard to
17 whether the recommendation is made by the court may, upon
18 application, issue to the person a restricted driving permit
19 granting the privilege of driving a motor vehicle between the
20 petitioner's residence and petitioner's place of employment or
21 within the scope of the petitioner's employment related duties,
22 or to allow the petitioner to transport himself or herself or a
23 family member of the petitioner's household to a medical
24 facility for the receipt of necessary medical care or to allow
25 the petitioner to transport himself or herself to and from
26 alcohol or drug remedial or rehabilitative activity

1 recommended by a licensed service provider, or to allow the
2 petitioner to transport himself or herself or a family member
3 of the petitioner's household to classes, as a student, at an
4 accredited educational institution, or to allow the petitioner
5 to transport children, elderly persons, or disabled persons who
6 do not hold driving privileges and are living in the
7 petitioner's household to and from daycare; if the petitioner
8 is able to demonstrate that no alternative means of
9 transportation is reasonably available and that the petitioner
10 will not endanger the public safety or welfare; provided that
11 the Secretary's discretion shall be limited to cases where
12 undue hardship, as defined by the rules of the Secretary of
13 State, would result from a failure to issue the restricted
14 driving permit. Those multiple offenders identified in
15 subdivision (b)4 of Section 6-208 of this Code, however, shall
16 not be eligible for the issuance of a restricted driving
17 permit.

18 (2) If a person's license or permit is revoked or
19 suspended due to 2 or more convictions of violating Section
20 11-501 of this Code or a similar provision of a local
21 ordinance or a similar out-of-state offense, or Section 9-3
22 of the Criminal Code of 1961 or the Criminal Code of 2012,
23 where the use of alcohol or other drugs is recited as an
24 element of the offense, or a similar out-of-state offense,
25 or a combination of these offenses, arising out of separate
26 occurrences, that person, if issued a restricted driving

1 permit, may not operate a vehicle unless it has been
2 equipped with an ignition interlock device as defined in
3 Section 1-129.1.

4 (3) If:

5 (A) a person's license or permit is revoked or
6 suspended 2 or more times within a 10 year period due
7 to any combination of:

8 (i) a single conviction of violating Section
9 11-501 of this Code or a similar provision of a
10 local ordinance or a similar out-of-state offense,
11 or Section 9-3 of the Criminal Code of 1961 or the
12 Criminal Code of 2012, where the use of alcohol or
13 other drugs is recited as an element of the
14 offense, or a similar out-of-state offense; or

15 (ii) a statutory summary suspension or
16 revocation under Section 11-501.1; or

17 (iii) a suspension pursuant to Section
18 6-203.1;

19 arising out of separate occurrences; or

20 (B) a person has been convicted of one violation of
21 Section 6-303 of this Code committed while his or her
22 driver's license, permit, or privilege was revoked
23 because of a violation of Section 9-3 of the Criminal
24 Code of 1961 or the Criminal Code of 2012, relating to
25 the offense of reckless homicide where the use of
26 alcohol or other drugs was recited as an element of the

1 offense, or a similar provision of a law of another
2 state;

3 that person, if issued a restricted driving permit, may not
4 operate a vehicle unless it has been equipped with an
5 ignition interlock device as defined in Section 1-129.1.

6 (4) The person issued a permit conditioned on the use
7 of an ignition interlock device must pay to the Secretary
8 of State DUI Administration Fund an amount not to exceed
9 \$30 per month. The Secretary shall establish by rule the
10 amount and the procedures, terms, and conditions relating
11 to these fees.

12 (5) If the restricted driving permit is issued for
13 employment purposes, then the prohibition against
14 operating a motor vehicle that is not equipped with an
15 ignition interlock device does not apply to the operation
16 of an occupational vehicle owned or leased by that person's
17 employer when used solely for employment purposes.

18 (6) In each case the Secretary of State may issue a
19 restricted driving permit for a period he deems
20 appropriate, except that the permit shall expire within one
21 year from the date of issuance. The Secretary may not,
22 however, issue a restricted driving permit to any person
23 whose current revocation is the result of a second or
24 subsequent conviction for a violation of Section 11-501 of
25 this Code or a similar provision of a local ordinance or
26 any similar out-of-state offense, or Section 9-3 of the

1 Criminal Code of 1961 or the Criminal Code of 2012, where
2 the use of alcohol or other drugs is recited as an element
3 of the offense, or any similar out-of-state offense, or any
4 combination of these offenses, until the expiration of at
5 least one year from the date of the revocation. A
6 restricted driving permit issued under this Section shall
7 be subject to cancellation, revocation, and suspension by
8 the Secretary of State in like manner and for like cause as
9 a driver's license issued under this Code may be cancelled,
10 revoked, or suspended; except that a conviction upon one or
11 more offenses against laws or ordinances regulating the
12 movement of traffic shall be deemed sufficient cause for
13 the revocation, suspension, or cancellation of a
14 restricted driving permit. The Secretary of State may, as a
15 condition to the issuance of a restricted driving permit,
16 require the petitioner to participate in a designated
17 driver remedial or rehabilitative program. The Secretary
18 of State is authorized to cancel a restricted driving
19 permit if the permit holder does not successfully complete
20 the program. However, if an individual's driving
21 privileges have been revoked in accordance with paragraph
22 13 of subsection (a) of this Section, no restricted driving
23 permit shall be issued until the individual has served 6
24 months of the revocation period.

25 (c-5) (Blank).

26 (c-6) If a person is convicted of a second violation of

1 operating a motor vehicle while the person's driver's license,
2 permit or privilege was revoked, where the revocation was for a
3 violation of Section 9-3 of the Criminal Code of 1961 or the
4 Criminal Code of 2012 relating to the offense of reckless
5 homicide or a similar out-of-state offense, the person's
6 driving privileges shall be revoked pursuant to subdivision
7 (a)(15) of this Section. The person may not make application
8 for a license or permit until the expiration of five years from
9 the effective date of the revocation or the expiration of five
10 years from the date of release from a term of imprisonment,
11 whichever is later.

12 (c-7) If a person is convicted of a third or subsequent
13 violation of operating a motor vehicle while the person's
14 driver's license, permit or privilege was revoked, where the
15 revocation was for a violation of Section 9-3 of the Criminal
16 Code of 1961 or the Criminal Code of 2012 relating to the
17 offense of reckless homicide or a similar out-of-state offense,
18 the person may never apply for a license or permit.

19 (d)(1) Whenever a person under the age of 21 is convicted
20 under Section 11-501 of this Code or a similar provision of a
21 local ordinance or a similar out-of-state offense, the
22 Secretary of State shall revoke the driving privileges of that
23 person. One year after the date of revocation, and upon
24 application, the Secretary of State may, if satisfied that the
25 person applying will not endanger the public safety or welfare,
26 issue a restricted driving permit granting the privilege of

1 driving a motor vehicle only between the hours of 5 a.m. and 9
2 p.m. or as otherwise provided by this Section for a period of
3 one year. After this one year period, and upon reapplication
4 for a license as provided in Section 6-106, upon payment of the
5 appropriate reinstatement fee provided under paragraph (b) of
6 Section 6-118, the Secretary of State, in his discretion, may
7 reinstate the petitioner's driver's license and driving
8 privileges, or extend the restricted driving permit as many
9 times as the Secretary of State deems appropriate, by
10 additional periods of not more than 12 months each.

11 (2) If a person's license or permit is revoked or
12 suspended due to 2 or more convictions of violating Section
13 11-501 of this Code or a similar provision of a local
14 ordinance or a similar out-of-state offense, or Section 9-3
15 of the Criminal Code of 1961 or the Criminal Code of 2012,
16 where the use of alcohol or other drugs is recited as an
17 element of the offense, or a similar out-of-state offense,
18 or a combination of these offenses, arising out of separate
19 occurrences, that person, if issued a restricted driving
20 permit, may not operate a vehicle unless it has been
21 equipped with an ignition interlock device as defined in
22 Section 1-129.1.

23 (3) If a person's license or permit is revoked or
24 suspended 2 or more times within a 10 year period due to
25 any combination of:

26 (A) a single conviction of violating Section

1 11-501 of this Code or a similar provision of a local
2 ordinance or a similar out-of-state offense, or
3 Section 9-3 of the Criminal Code of 1961 or the
4 Criminal Code of 2012, where the use of alcohol or
5 other drugs is recited as an element of the offense, or
6 a similar out-of-state offense; or

7 (B) a statutory summary suspension or revocation
8 under Section 11-501.1; or

9 (C) a suspension pursuant to Section 6-203.1;
10 arising out of separate occurrences, that person, if issued
11 a restricted driving permit, may not operate a vehicle
12 unless it has been equipped with an ignition interlock
13 device as defined in Section 1-129.1.

14 (4) The person issued a permit conditioned upon the use
15 of an interlock device must pay to the Secretary of State
16 DUI Administration Fund an amount not to exceed \$30 per
17 month. The Secretary shall establish by rule the amount and
18 the procedures, terms, and conditions relating to these
19 fees.

20 (5) If the restricted driving permit is issued for
21 employment purposes, then the prohibition against driving
22 a vehicle that is not equipped with an ignition interlock
23 device does not apply to the operation of an occupational
24 vehicle owned or leased by that person's employer when used
25 solely for employment purposes.

26 (6) A restricted driving permit issued under this

1 Section shall be subject to cancellation, revocation, and
2 suspension by the Secretary of State in like manner and for
3 like cause as a driver's license issued under this Code may
4 be cancelled, revoked, or suspended; except that a
5 conviction upon one or more offenses against laws or
6 ordinances regulating the movement of traffic shall be
7 deemed sufficient cause for the revocation, suspension, or
8 cancellation of a restricted driving permit.

9 (d-5) The revocation of the license, permit, or driving
10 privileges of a person convicted of a third or subsequent
11 violation of Section 6-303 of this Code committed while his or
12 her driver's license, permit, or privilege was revoked because
13 of a violation of Section 9-3 of the Criminal Code of 1961 or
14 the Criminal Code of 2012, relating to the offense of reckless
15 homicide, or a similar provision of a law of another state, is
16 permanent. The Secretary may not, at any time, issue a license
17 or permit to that person.

18 (e) This Section is subject to the provisions of the Driver
19 License Compact.

20 (f) Any revocation imposed upon any person under
21 subsections 2 and 3 of paragraph (b) that is in effect on
22 December 31, 1988 shall be converted to a suspension for a like
23 period of time.

24 (g) The Secretary of State shall not issue a restricted
25 driving permit to a person under the age of 16 years whose
26 driving privileges have been revoked under any provisions of

1 this Code.

2 (h) The Secretary of State shall require the use of
3 ignition interlock devices on all vehicles owned by a person
4 who has been convicted of a second or subsequent offense under
5 Section 11-501 of this Code or a similar provision of a local
6 ordinance. The person must pay to the Secretary of State DUI
7 Administration Fund an amount not to exceed \$30 for each month
8 that he or she uses the device. The Secretary shall establish
9 by rule and regulation the procedures for certification and use
10 of the interlock system, the amount of the fee, and the
11 procedures, terms, and conditions relating to these fees.

12 (i) (Blank).

13 (j) In accordance with 49 C.F.R. 384, the Secretary of
14 State may not issue a restricted driving permit for the
15 operation of a commercial motor vehicle to a person holding a
16 CDL whose driving privileges have been revoked, suspended,
17 cancelled, or disqualified under any provisions of this Code.

18 (Source: P.A. 96-328, eff. 8-11-09; 96-607, eff. 8-24-09;
19 96-1180, eff. 1-1-11; 96-1305, eff. 1-1-11; 96-1344, eff.
20 7-1-11; 97-333, eff. 8-12-11; 97-838, eff. 1-1-13; 97-844, eff.
21 1-1-13; 97-1150, eff. 1-25-13.)

22 (625 ILCS 5/7-606) (from Ch. 95 1/2, par. 7-606)

23 Sec. 7-606. Uninsured motor vehicles - suspension and
24 reinstatement. The Secretary shall suspend the vehicle
25 registration of any motor vehicle determined by the Secretary

1 to be in violation of Section 7-601 of this Code, including any
2 motor vehicle operated in violation of Section 3-707, 3-708 or
3 3-710 of this Code by an operator other than the owner of the
4 vehicle. Neither the fact that, subsequent to the date of
5 verification or conviction, the owner acquired the required
6 liability insurance policy nor the fact that the owner
7 terminated ownership of the motor vehicle shall have any
8 bearing upon the Secretary's decision to suspend.

9 The Secretary is authorized to suspend the registration of
10 any motor vehicle registered in this State upon receiving
11 notice of the conviction of the operator of the motor vehicle
12 in another State of an offense which, if committed in this
13 State, would constitute a violation of Section 7-601 of this
14 Code.

15 Until it is terminated, the suspension shall remain in
16 force after the registration is renewed or a new registration
17 is acquired for the motor vehicle. The suspension also shall
18 apply to any motor vehicle to which the owner transfers the
19 registration.

20 In the case of a first violation, the Secretary shall
21 terminate the suspension upon payment by the owner of a
22 reinstatement fee of \$150 ~~\$100~~ and submission of proof of
23 insurance as prescribed by the Secretary.

24 In the case of a second or subsequent violation by a person
25 having ownership interest in a motor vehicle or vehicles within
26 the preceding 4 years, or a violation of Section 3-708 of this

1 Code, the Secretary shall terminate the suspension 4 months
2 after its effective date upon payment by the owner of a
3 reinstatement fee of \$150 ~~\$100~~ and submission of proof of
4 insurance as prescribed by the Secretary.

5 All fees collected under this Section shall be deposited
6 into the Road Fund of the State treasury.

7 (Source: P.A. 88-315.)

8 Section 95. No acceleration or delay. Where this Act makes
9 changes in a statute that is represented in this Act by text
10 that is not yet or no longer in effect (for example, a Section
11 represented by multiple versions), the use of that text does
12 not accelerate or delay the taking effect of (i) the changes
13 made by this Act or (ii) provisions derived from any other
14 Public Act.